

**IDAHO SPEECH, HEARING AND COMMUNICATION SERVICES LICENSURE
BOARD**

Division of Occupational and Professional Licenses

**P.O. Box 83720
Boise, ID 83720-0063**

Board Meeting Minutes of 2/9/2021

BOARD MEMBERS PRESENT: Gayle L Chaney - Chair
Barbra Osterhout
Kevin C Woodall
Teresa Lee Rose
La Vona Andrew
Kenneth W Nuhn
Cynthia K Olsen

DIVISION STAFF: Dawn Hall, Section Chief
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Greg Floyd, Financial Unit Manager
Debbie Toncray, Board Specialist

OTHERS PRESENT: Susan Adams, Director of State Legislative &
Regulatory Affairs for the American Speech
Language Hearing Association
Amy Hardy, Advocate for Reimbursement of Idaho
Speech Language Hearing Association
Dan Logsdon, Director of National Center for
Interstate Compacts

The meeting was called to order at 8:15 AM MST by Gayle L Chaney.

EXECUTIVE SESSION

Ms. Andrew made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Ms. Osterhout. The vote was: Ms. Chaney, aye; Ms. Osterhout, aye; Mr. Woodall, aye; Ms. Rose, aye; Ms. Andrew, aye; Mr. Nuhn, aye; and Ms. Olsen, aye. Motion carried.

Ms. Osterhout made a motion to come out of executive session. It was seconded by Mr. Woodall. Motion carried.

APPLICATIONS

Ms. Osterhout made a motion to approve the following for licensure:

Paige Taylor Horn	SHSA-4621
Kyle James Blair	SHSA-4624
Brianne Michelle Johnson	SHSA-4617
Britney A Baumgartel	SHSA-4616
Thomas Andrew Armstrong	SHSA-4609
Brooklyn Dakota Price	SHSA-4221

It was seconded by Mr. Nuhn. Motion carried.

CE COURSES

Ms. Osterhout made a motion to approve the following CE courses:

SLP – ASSISTANT CERTIFICATION BUNDLE
UNIQUE SPEECH SERVICES

ASSISTANT ACADEMY
UNIQUE SPEECH SERVICES

It was seconded by Mr. Woodall. Motion carried

COMPACT DISCUSSION

Ms. Chaney asked Mr. Logsdon how many states have joined the compact. Mr. Logsdon said that several have joined, and others are planning on joining in the near future. Mr. Logsdon and Ms. Hardy discussed the possible fees that will be charged for participation in the compact and the privilege fees for licensees. Ms. Chaney said that the subcommittee was not ready to make a recommendation since it is continuing to research the various impacts of joining the compact. Mr. Logsdon said that he would be available any for any questions.

APPROVAL OF MINUTES

Mr. Woodall made a motion to approve the minutes of 10/15/2020 and 11/19/2020. It was seconded by Mr. Nuhn. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

EXECUTIVE SESSION

Mr. Woodall made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. It was seconded by Ms. Osterhout. The vote was: Ms. Chaney, aye; Ms.

Osterhout, aye; Mr. Woodall, aye; Ms. Rose, aye; Ms. Andrew, aye; Mr. Nuhn, aye; and Ms. Olsen, aye. Motion carried.

Ms. Osterhout made a motion to come out of executive session. It was seconded by Mr. Nuhn. Motion carried.

Ms. Olsen and Ms. Rose left the meeting during executive session.

FOR BOARD DETERMINATION

Ms. Osterhout made a motion to approve the Division's recommendation and authorize closure in case number I-SHS-2021-1. It was seconded by Mr. Woodall. Motion carried.

LAWS AND RULES

Ms. Hall presented a legislative update.

Mr. Krema discussed the temporary rules reauthorization with the Board. Mr. Nuhn made the following motion:

"Pursuant to Section 67-5226, Idaho Code, the Governor has found that temporary adoption of rule 24.23.01 is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens. These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws.

The expiration of these rules without due consideration and processes would undermine the public health, safety and welfare of the citizens of Idaho and deprive them of the benefit intended by these rules.

The Governor has also found that the fees being imposed are justified and necessary to avoid immediate danger to the Board's budget, to the state budget, to necessary state functions and services, and to avoid immediate danger of a potential violation of Idaho's constitutional requirement that it balance its budget.

Therefore, we are adopting this/these temporary fee rule(s) to be effective upon *sine die* of the 2021 session of the Idaho Legislature. The approval is conditional and will only become effective if the rules are not otherwise approved or rejected by the Legislature and/or not extended pursuant to the Idaho Administrative Procedure Act, including sections 67-5291 and 67-5292, Idaho Code."

It was seconded by Ms. Andrew. Motion carried.

FINANCIAL REPORT

Mr. Floyd gave the financial report, which indicated that the Board had a cash balance of \$341,567.82 as of 1/31/2021.

DIVISION BUSINESS

The Board reviewed the To Do List. Ms. Chaney said that after researching compact membership, the Board would stand to lose about \$15,000 per year if it joined. She said that she talked with Mr. Barron about the expenses, and that there are concerns about investigative and fee issues arising and sharing information with other states. Ms. Chaney said that she will be discussing the compact with other states who have already joined.

BOARD BUSINESS

CORRESPONDENCE

The Board reviewed correspondence from Mr. Bellack with the Educational Testing Services regarding the regeneration of the Praxis Audiology 5342 exam and the use of it and the Audiology Test 5343. The Board took no action.

The Board reviewed correspondence from Ms. Kubert with Evolve Speech in Colorado regarding her podcast and the online digital products offered through her private practice for accent training/modification. Ms. Osterhout said that it looked like Ms. Kubert was sharing her expertise, and Ms. Chaney said that there would not be any impact to the Board as there are no rules or laws requiring an Idaho license for this scenario.

Mr. Woodall made a motion directing Division staff to write a response letter stating that Idaho does not have any laws or rules requiring an Idaho license for someone in another state who is offering such services, and to have the chair review it before sending. It was seconded by Ms. Osterhout. Motion carried.

The Board reviewed correspondence from Ms. Czuhajewski with the Academy of Doctors of Audiology regarding a request from legal counsel for a written determination on services included in the scope of practice for audiologists. Ms. Chaney said that several of the items listed in the correspondence are not in Idaho's scope of practice for audiologists.

Ms. Osterhout made a motion directing Division Staff to write a response letter stating that the Board is not in a position to offer a legal opinion on the request and to have the chair review it before sending. It was seconded by Mr. Woodall. Motion carried.

NEXT MEETING was scheduled for April 6, 2021 at 8:15 AM MDT.

ADJOURNMENT

Mr. Woodall made a motion to adjourn the meeting at 9:56 AM MST. It was seconded by Ms. Osterhout. Motion carried.